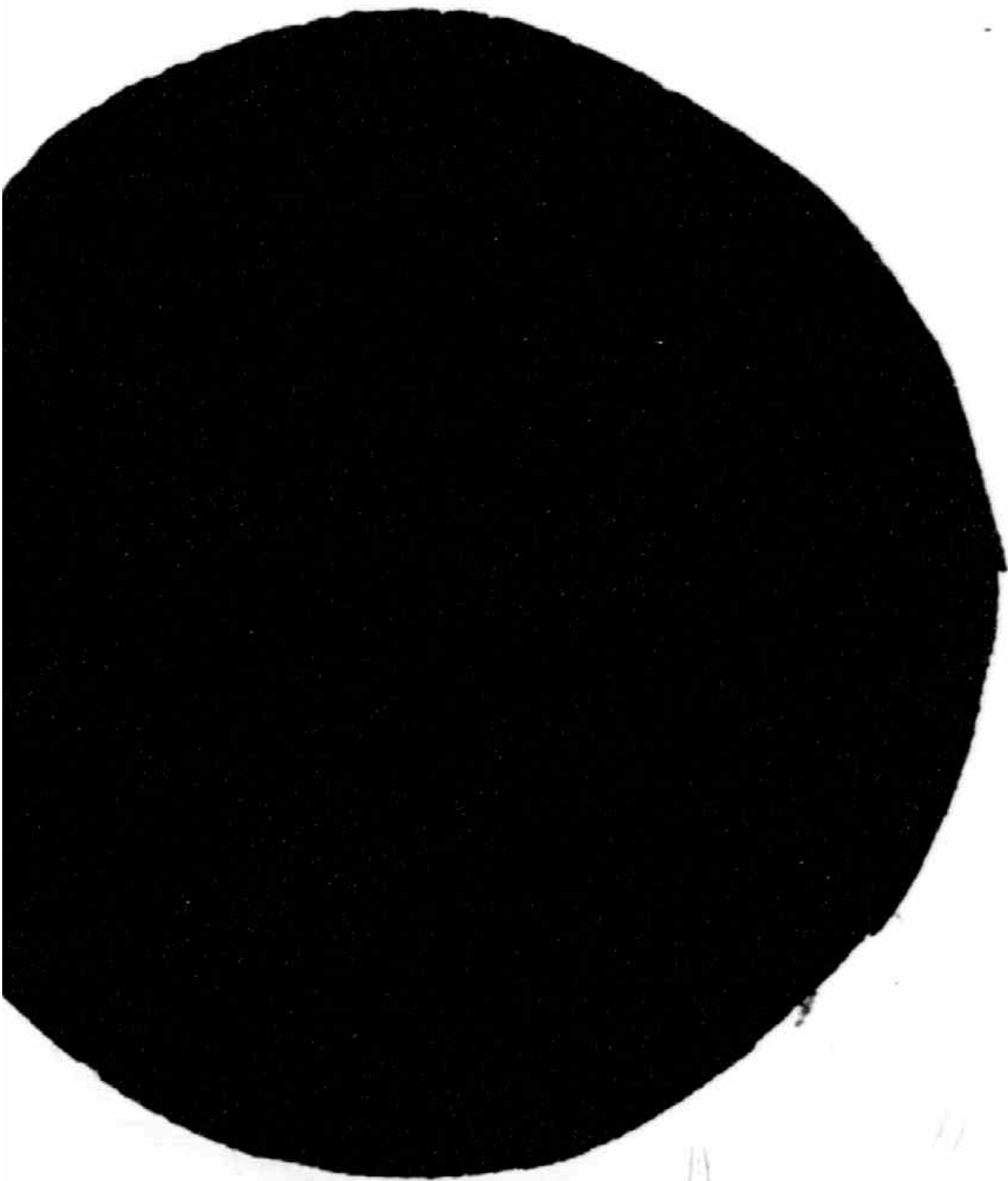




15718-25P

GAME PRESERVATION ORDINANCE, No. 1 OF 1924



Herbert Samuel

GAME PRESERVATION ORDINANCE, 1924.

PALESTINE.

ORDINANCE

(Gazetted Dec. 15th 1923).

AN ORDINANCE TO PROVIDE FOR THE PRESERVATION OF GAME.

WHEREAS it is expedient to consolidate the law relating to the preservation of game,

BE IT ENACTED BY THE HIGH COMMISSIONER OF PALESTINE, WITH THE ADVICE OF THE ADVISORY COUNCIL THEREOF:-

1. From the date on which this Ordinance comes into operation, the Laws and Regulations mentioned in Schedule I hereto shall be repealed. Repeals.

2. In this Ordinance and any regulations made thereunder unless inconsistent with the context:- Definitions.

“game” shall mean all birds and animals named in Schedule II hereto or in the Schedule as amended by Proclamation under Article 3;

“hunt” shall mean shooting, taking, killing, or wilfully disturbing;

“sell” shall mean selling, hawking, offering or exposing for sale;

“police officer” shall mean any officer, constable or trooper of any police force established in the country and in addition shall include any person appointed a warden, ranger or guard of a reserve under regulations mentioned in Article 4;

“close season” shall mean the period from time to time fixed by Proclamation or Public Notice under Article 3 within which it shall not be lawful to hunt game;

“open season” shall mean any period which is not a close season;

“district” shall include portion of a district.

3. The High Commissioner may from time to time by Proclamation in the Official Gazette: Powers of High Commissioner.

- (a) add to or withdraw from Schedule II the name of any bird or animal in respect of the whole country or any district;

- (b) prescribe, fix and alter for the whole country or for any district the period of the close season for any species of game or one or other sex of any species of game; or declare that there shall be no close season for any species of game or for one or other sex of any species of game throughout the whole country or throughout any district;
- (c) prescribe a list of game which shall be protected in the country or in any district for a specified period and add to or otherwise vary that list;
- (d) impose a limit in respect of any district upon the number of any species of game or of one or other sex of any species of game which may be hunted under any game licence therein;
- (e) define reserves within which it shall not be lawful to hunt game without the special permission in writing of the Chief Secretary;
- (f) prescribe a list of birds and animals (whether or not mentioned in Schedule II) which on account of their general utility or for other reasons shall be protected for such periods as may be deemed necessary, throughout the country or any district.

Rules.

4. The Director of Agriculture with the sanction of the High Commissioner may from time to time make regulations not inconsistent with the provisions of this Ordinance for all or any of the following matters:

- (a) Prohibiting or regulating the capture or destruction of game by means of nets, springs, gins, traps, snares or other contrivances and regulating the coursing of game with dogs;
- (b) Regulating the taking, disturbance, destruction, purchase, or sale of the eggs of game and the young of game;
- (c) Regulating the destruction of vermin and the payment of rewards for such destruction, and declaring from time to time what birds and animals shall be deemed vermin for the purposes of such regulations;
- (d) Regulating the export from the country of game or the horns, tusks, skins or hides of game;
- (e) For the protection and preservation of game within any reserve established by Proclamation under Art 3 and for the appointment of guards of such reserve and the regulation of traffic through such reserve;
- (f) Regulating the hunting of game for scientific purpose;
- (g) Fixing the fees to be paid for any licence or permit issued under this Ordinance;

- (h) Regulating the manner of issue of licences and permits and prescribing the forms and periods of duration of such licences and permits.

Any such regulations shall upon publication in the Gazette be of the same force and effect as if they were contained in the Ordinance.

Offences and penalties.

5. Save as provided in this Ordinance or in Regulations made thereunder, no person shall :

- (1) hunt game during the close season;
- (2) sell or have in his possession game dead or alive during the close season unless the same shall have been lawfully taken during the open season or shall have been imported from overseas;
- (3) hunt any bird or animal protected by a Proclamation or Public Notice issued under paragraphs (c) and (f) of Art. 3;
- (4) hunt game in any reserve defined by proclamation under paragraph (e) of Art. 3. without the written permission of the Chief Secretary.

Any person contravening any provisions of this Article shall be liable on conviction to a fine not exceeding fifty pounds Egyptian.

Prohibition to hunt or sell without Licence.

6. (1) No person shall, save as is excepted in this Ordinance or any regulations made thereunder, hunt or sell game, unless he has obtained a licence in that behalf.

- (2) The following penalties shall be imposed upon any person convicted of a contravention of this Article:
 - (a) For hunting game without a game licence or for contravening any condition of such licence, a fine not exceeding £E 25;
 - (b) For selling game without a sale licence or for contravening any condition of such licence a fine not exceeding £E 50 ;
 - (c) For shooting in any district a larger number of any species of game than the limit imposed by Proclamation or Public Notice a fine not exceeding £E 50.

Licences.

7. Licences may be granted under this Ordinance of the following descriptions:-

- (a) A "game licence" which shall be issued by any District Governor to a resident in such district for a period not longer than one year, and which shall entitle the holder thereof to hunt game anywhere in Palestine during the period of the licence subject to the provisions of this Ordinance and any regulations made thereunder and in accordance with the conditions of such licence, provided that an applicant for a licence shall produce a certificate that he is a fit person to receive a licence signed by two resident land-owners in the District or by two other persons of professional standing whose names are approved by licensing authority ;

- (b) A "licence to sell game" which shall be issued by any District Governor to any licensed tradesman resident in such district which shall entitle the holder for a period not exceeding one year to sell game subject to the provisions of this Ordinance and any regulations made thereunder and to the conditions of such licence, provided that no such licence shall authorise the holder thereof to sell game in more than one shop, store or market which shop, store or market shall be named in such licence.

Provided always that the holders of licences validly granted under any laws and regulations repealed by this Ordinance and subsisting at the date of the commencement of this Ordinance shall be entitled to hunt or sell game until the terms thereof expire.

Conditions to be
endorsed on
Licence.

8. The following conditions shall be applicable to and endorsed upon every licence issued in accordance with the provisions of Article 7.

- (a) It shall not be transferable by the person to whom it is issued;
- (b) It shall be produced upon the demand of any police officer;
- (c) It shall be liable to be cancelled by the court on conviction for contravention by the holder of any provision of this Ordinance or of any regulations made thereunder;
- (d) It shall be valid for the period for which it is issued and no longer;

Prohibition of
Hunting within
certain areas.

9. (1) Hunting is absolutely prohibited within 500 metres of the houses, in the area of towns and villages.

(2) Any dog found unaccompanied by its owner or other person having control over the same in pursuit of game upon land may be destroyed forthwith by or on the order of the occupier of such land.

Further
Penalties.

10. (1) Any person contravening any provision of this Ordinance or any regulation made thereunder for the contravention of which no penalty is expressly provided shall be liable on conviction to a fine not exceeding £E. 5 and for any second or subsequent offence to a fine not exceeding £E. 20.

(2) The Court may order that any game or meat or any skin, hide, horns, tusks or carcasses of game found in possession of any person convicted of a contravention may be seized and forfeited and may cancel any licence or permit granted to any such person.

(3) All fines and the value of all forfeitures imposed shall be paid into the public revenue; provided that the Court may order that a sum not exceeding one half of any fine imposed be paid to any person by whose information a conviction shall have been obtained.

11. This Ordinance may be cited as the Game Preservation Citation. Ordinance, 1924.

HERBERT SAMUEL
High Commissioner.

GOVERNMENT OF PALESTINE.

SCHEDULE I.

LAWS AND REGULATIONS REPEALED

Ottoman Law of 18th Sefer 1299 concerning hunting..... Public Notice issued by the Chief Administrator of the Occupied Enemy Territory Administration, dated 18th February 1919.....	Extent of repeal Arts.32-46 The whole.
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SCHEDULE II.

BIRDS AND ANIMALS SCHEDULED AS GAME.

English name	Scientific name
A. BIRDS	
1. Grey Goose.	Anser cinereus.
2. Bean Goose.	Anser segetum.
3. White-fronted Goose.	Anser albifrons.
4. Barnacle Goose.	Branta leucopsis.
5. Egyptian Goose.	Alopochen aegyptiaca.
6. Common Shell-duck.	Tadorna tadorna.
7. Ruddy Shell-duck.	Tadorna casarca.
8. Mallard.	Anas platyrhynchos.
9. Gadwall.	Anas strepera.
10. Marbled Duck.	Anas angustirostris.
11. Pintail Duck.	Anas acuta.
12. Teal.	Anas crecca.
13. Garganey.	Anas querquedula.
14. Wigeon.	Anas penelope.
15. Shoveller.	Spatula clypeata.
16. Pochard.	Nyroca ferina.
17. Tufted Duck.	Nyroca fuligula.
18. White-eyed Duck.	Nyroca nyroca.
19. Scoter.	Oedemia nigra.
20. White-headed Duck.	Erismatura leucocephala.
21. Merganser.	Mergus serrator.
22. Wood pigeon.	Columba palumbus.
23. Stock Dove.	Columba oenas.
24. Rock Dove.	Columba livia.
25. Turtle Dove.	Streptopelia turtur.
26. Collared Turtle Dove.	Streptopelia decaocto.
27. Palm Dove.	Streptopelia senegalensis.
28. Black-bellied Sand-grouse.	Pterocles orientalis.
29. Pintailed Sandgrouse.	Pterocles alchata.
30. Senegal Sandgrouse.	Pterocles senegallus.
31. Singed Sandgrouse.	Pterocles exustus.
32. Chucar.	Alectoris graeca.
33. Hay's Partridge.	Ammoperdix heyi.
34. Francolin.	Francolinus vulgaris.
35. Quail.	Coturnix coturnix.
36. Water-rail.	Rallus aquaticus.
37. Spotted Crake.	Porzana porzana.

- 38. Landrail.
- 39. Moorhen.
- 40. Coot.
- 41. Great Bustard.
- 42. Little Bustard.
- 43. Woodcock.
- 44. Snipe.
- 45. Jack Snipe.

Crex crex.
Gallinula chloropus.
Fulica atra.
Otis tarda.
Otis tetrax.
Scelopax rusticola.
Gallinago gallinago.
Gallinago gallinula.

B. MAMMALS

- 1. Dorcas Gazelle.
- 2. Desert Gazelle.
- 3. Carmel Gazelle.
- 4. Syrian Ibex.
- 5. Roe Deer.
- 6. Fallow Deer.
- 7. Syrian Bear.
- 8. Hare.

Gazella dorcas.
Gazella arabica.
Gazella merrili.
Capra beden.
Cervus capreolus.
Cervus dama.
Ursus syriacus
Lepus sp.
